UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

NETWORK CAPITAL FUNDING CORPORATION

and

Case 21-CA-107219

ERIC PAPKE

ORDER DENYING MOTION¹

The Respondent's Motion for Summary Judgment is denied. The Respondent has failed to establish that there are no material issues of fact and that it is entitled to judgment as a matter of law.

Dated, Washington, D.C., December 13, 2013.

MARK GASTON PEARCE, CHAIRMAN

HARRY I. JOHNSON, III, MEMBER

NANCY SCHIFFER, MEMBER

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¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.